



1034 101 A  
REQUEST FOR FILING A PATENT APPLICATION UNDER 37 CFR 1.60

ATTORNEY'S DOCKET NUMBER	ANTICIPATED CLASSIFICATION OF THE APPLICATION:	PRIOR APPLICATION	
P-0800(0)-3	CLASS SUBCLASS	EXAMINER	ART UNIT
08/462147			

Address to:

Commissioner of Patents and Trademarks:  
Washington, D.C. 20231

This is a Request for filing:

[ ] A Continuation  
[X] A Divisional

application under 37 CFR 1.60 of pending prior application Number  
07/675,908 filed on July 3, 1991 entitled  
TREATMENT OF CONDITIONS AND DISEASE

1. Enclosed is a copy of the latest inventor signed prior application, including the oath or declaration showing the original signature or an indication it was signed. I hereby verify that the attached papers are a true copy of the latest inventor signed prior application number 07/675,908, and that no amendments referred to in the oath or declaration filed to complete the prior application introduced new matter therein, and further that all statements made herein of my own knowledge are true; and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like are made punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code and such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

The filing fee has been calculated as shown below:

FOR:	(Col. 1)	(Col. 2)			OR		
	No. filed	No. extra	Fee for small entity Rate	Fee		Fee for other than small entity Rate	Fee
Basic fee				\$365	OR		\$730
Total claims	-20=	( )	x 11 =	\$	OR	x 22 =	\$
Independent claims	7 -3=	( 4 )	x 38=	\$	OR	x 76 =	\$304.00
[ ] Multiple			+ 120 =	\$	OR	+ 240 =	\$
Dependent							
Claim Presented							
Total				\$	OR	Total	\$1,034.00

\*If the difference in Column 1 is less than zero, enter "0" in Column 2.

A

2. ☐ A verified statement to establish small entity status under 37 CFR 1.9 and 1.27
- ☐ is enclosed.
- ☐ was filed in prior application number Number \_\_\_\_\_ and such status is still proper and desired (37 CFR 1.28(a)).
3. ☒ The Commissioner is hereby authorized to charge any fees which may be required under 37 CFR 1.16 and 1.17, or credit any overpayment to **Deposit Account No. 08-3255**.  
A duplicate copy of this sheet is enclosed.
4. ☒ A cheque in the amount of \$ 1,034.00 is enclosed.
5. ☒ Cancel in this application original claims 1-10, 12-121, 124-150, 152-186, 188-215, 217, 219-260 and 265-346 274 LTR.
- \_\_\_\_\_
- \_\_\_\_\_
- of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)
6. ☒ The inventor(s) of the invention being claimed in this application is (are) Rudolf Edgar Falk and Samuel Simon Asculai
- \_\_\_\_\_
- \_\_\_\_\_
7. ☐ This application is being filed by less than all the inventors named in the prior application. In accordance with 37 CFR 1.60(b), the Commissioner is requested to delete the name(s) of the following person or persons who are not inventor(s) of the invention being claimed in this application \_\_\_\_\_
8. ☒ Amend the specification by inserting before the first line the sentence:

a

\*This application is a ☐ continuation  
☒ **divisional**  
of application Number 07/675,908  
filed July 3, 1991 (status: pending)."

9. ☒ New formal drawings are enclosed.
10. ☒ Priority of application number 612,307,  
filed on September 21, 1989 in Canada  
is claimed under 35 U.S.C. 119.
- ☒ The certified copy has been filed in prior application  
number 07/675,908, filed July 3, 1991.
11. ☒ A preliminary amendment is enclosed.
12. ☒ The prior application is assigned of record to Hyal  
Pharmaceutical Corporation
- \_\_\_\_\_

13. ☐ Also enclosed \_\_\_\_\_

14. The power of attorney in the prior application is to: Ivor M. Hughes, Reg. No. 27,759, Neil H. Hughes, Reg. No. 33,636 and Marcelo K. Sarkis, Reg. No. 37,015 of HUGHES, ETIGSON.

- a. ☒ The power of attorney appears in the original papers in the prior application.
- b. ☐ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.

c. ☒ Address all future correspondence to:

Ivor M. Hughes  
HUGHES, ETIGSON  
175 Commerce Valley,  
Drive West, Suite 200  
Thornhill, Ontario  
Canada  
L3T 7P6

Telephone No. (905) 771-6414

Facsimile No. (905) 771-6420

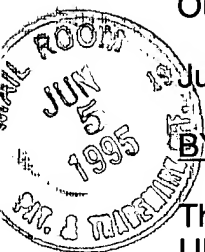
June 2, 99  
(date)

Ivor M. Hughes  
(Signature)

Ivor M. Hughes  
(Typed or printed name)

27,759  
(Registration Number)

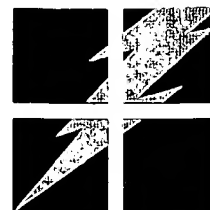
☒ attorney or agent of record  
☐ Filed under 37 CFR 1.34(a)



June 2, 1995

**BY FEDERAL EXPRESS**

The Commissioner of Patents,  
UNITED STATES PATENT OFFICE,  
2011 Jefferson Davis Highway,  
Crystal Plaza 2, Room 1B03  
Arlington, Virginia. 22202  
U.S.A.



Dear Sir:

Re: Divisional Application of United States Application  
Serial No. 07/675,908 filed July 3, 1991  
of Rudolf Edgar Falk and Samuel Simon Asculai  
for TREATMENT OF CONDITIONS AND DISEASE

Please find enclosed herewith the following documentation for  
filing a divisional application with the Commissioner:

- (a) Request for filing a divisional application under 37 C.F.R. 1.60;
- (b) Preliminary Amendment;
- (c) A copy of prior Application Serial No. 07/675,908 filed July 3, 1991, including the Declaration originally filed, and Supplementary Power of Attorney appointing Ivor Hughes as additional attorney with full power;
- (d) New formal drawing.

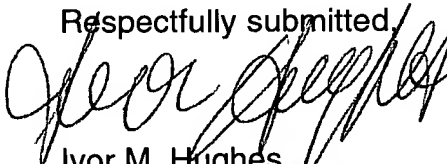
Applicant wishes to elect Claims 11, 122, 123, 151, 187, 216, 218 and 261-264 for this divisional application.

Enclosed along with this material please find a cheque in the amount of \$1,034.00 which includes the base filing fee of \$730.00, for a large entity and \$304.00 for independent claims in excess of 3. If there should occur an overpayment or an underpayment of fees in respect of this application, the Commissioner is authorized to access Deposit Account Number 08-3255 to make the appropriate adjustments.

Also enclosed herewith is a stamped, self-addressed verification card which we request that you kindly acknowledge and return to this office at the earliest opportunity.

We thank the Commissioner for his cooperation in this regard and look forward to receiving filing receipt in this matter.

Respectfully submitted,

  
Ivor M. Hughes  
Attorney for Applicant.

IMH:slh  
Enclosures

Barristers & Solicitors  
**Ivor M. Hughes**  
**Joseph I. Etigson**  
**Joseph S. Garten**

Patent Agents  
**Neil H. Hughes, P.Eng.**  
**Marcelo Sarkis**

Counsel  
**Alfred Schorr**

**HUGHES  
ETIGSON**  
Barristers & Solicitors

Patent & Trade  
Mark Agents  
Canada, United States

175 Commerce Valley  
Drive West  
Suite 200  
Thornhill, Ontario  
Canada L3T 7P6  
Phone: 905 / 771-6414  
Fax: 905 / 771-6420